

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

Paper No. 19

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte RODNEY D. MORGAN

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Appeal No. 2002-0103  
Application 09/137,719

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ORDER DISMISSING APPEAL

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Before STONER, Chief Administrative Patent Judge, HARKCOM, Vice Chief Administrative Patent Judge, and WILLIAM F. SMITH, Administrative Patent Judge.

PER CURIAM.

On August 24, 2000, applicant filed a Notice of Appeal (Paper No. 9). On December 24, 2001, applicant filed a communication requesting a withdrawal of this appeal in view of a Request for Continued Examination (RCE) (Paper No. 18) of the present application.

Appeal No. 2002-0103  
Application No. 09/137,719

Accordingly, it is

ORDERED that the appeal filed August 24, 2000 (Paper No. 9)  
is dismissed.

The application is being returned to the examiner for  
further action as may be appropriate.

DISMISSED

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| BRUCE H. STONER, JR., Chief | ) |                 |
| Administrative Patent Judge | ) |                 |
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|                             | ) |                 |
|                             | ) | BOARD OF PATENT |
| GARY V. HARKCOM, Vice Chief | ) | APPEALS AND     |
| Administrative Patent Judge | ) | INTERFERENCES   |
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|                             | ) |                 |
| WILLIAM F. SMITH            | ) |                 |
| Administrative Patent Judge | ) |                 |

BHS:svt

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Application No. 09/137,719

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